

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	
	:	
v.	:	CRIMINAL NO. 3:23-CR-149
	:	
DAMIEN BOLAND,	:	
ALFRED ATSUS,	:	
JOSEPH ATSUS AND	:	JUDGE MANNION
NICHOLAS DOMBEK	:	
	:	
Defendants.	:	ELECTRONICALLY FILED

**JOINT REQUEST FOR PRE-TRIAL DISCLOSURE OF HEARSAY
STATEMENTS PURSUANT TO FED. R. EVID. 807 AS TO DEFENDANTS
DAMIEN BOLAND, ALFRED ATSUS, AND JOSEPH ATSUS**

Defendants Damien Boland, Alfred Atsus, and Joseph Atsus, by and through their undersigned counsel, hereby respectfully jointly request from the Government pre-trial disclosure of any and all possible hearsay statement(s) as a residual exception to the hearsay rule pursuant to Fed. R. Evid. 807 which the Government may seek to introduce at trial. See *United States v. Pelullo*, 964 F.2d 193 (3d Cir. 1992); *Crawford v. Washington*, 541 U.S. 36, 59 (2004). The defense requests notice as required under F.R.E. 807(b) which states as follows:

The disclosure should include the content of the hearsay statement(s), and the identity and address of the declarant.

Pursuant to the instructions of the Court, Defendants have identified this Request as being of a common interest to them. Defendants have therefore filed this Request jointly, in an effort to narrow and focus the issues that are pending before the Court.

Respectfully submitted,

/s/Jason J. Mattioli

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Date: July 12, 2024

CERTIFICATE OF SERVICE

I, Jason J. Mattioli, hereby certify that a true and correct copy of the foregoing Request for Pre-Trial Disclosure of Hearsay Statements Pursuant to Fed. R. Evid. 807 was served upon the following counsel of record via the Court's ECF system on this 12th day of July 2024:

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